

MEMORANDUM OF IMPLEMENTATION OF
THE YAMOUSSOUKRO DECISION BY
SIGNATORY STATES OF THE DECISION ON
THE ESTABLISHMENT OF
THE SINGLE AFRICAN AIR
TRANSPORT MARKET (SAATM)

We, Ministers in charge of Civil Aviation of Members States of the African Union, signatories of the Decision on the establishment of the Single African Air Transport Market (SAATM),

Meeting in Lomé, Togo on 28 May 2018.

Considering the Constitutive Act of the African Union, adopted on 11 July 2000 in Lomé, Togo, in particular Articles 14, 15 and 16, which entrust the African Union Commission with a coordination mission in the Transport, Communication and Tourism sectors;

Further Considering the Treaty establishing the African Economic Community (Abuja Treaty) in particular Article 61 relating to the integration of air transport and Article 10 relating to the Authority of the Assembly of Heads of States and Government;.

Recognising the relevance of the objective of the Yamoussoukro Declaration on a new African civil aviation policy adopted on 7 October 1988 whose primary purpose was to create a conducive environment for the development of intra-African and international air services;

Noting the Executive Council Decision Relating to the Implementation of the Yamoussoukro Decision Concerning the Liberalisation of Access to Air Transport Markets in Africa (the Yamoussoukro Decision) adopted by the Council Decision CM/2178 (LXX11) of 8 July 2000 as endorsed by the Assembly of Heads of State and Government by Decision AHG/OAU/AEC/Dec.1 (IV) of 12 July 2000 in Lomé, Togo and which entered into force on 12 August 2000, calling for the full implementation of the Yamoussoukro Decision within a period of two years by 2002;

Acknowledging that the Yamoussoukro Decision has precedence over any multilateral or bilateral agreements on air services between states which are incompatible with the Decision;

Acknowledging further that the provisions which are included in these agreements and which are not incompatible with the Decision remain valid and are supplementary to the Decision;

Bearing in Mind of the **African Union Assembly Decision Assembly/AU/Decl.1(XXIV)** of 24th Ordinary Session placing the implementation of the Yamoussoukro Decision on the Liberalisation of Air Transport Markets in Africa and more particularly the establishment of a Single African Aviation Market in the context of the African Agenda 2063;

Considering that the Decision of the Heads of State and Government of the African Union, during the 30th Ordinary Session of the Assembly 28-29 January 2018, in Addis Ababa adopted the institutional and regulatory texts of the Yamoussoukro Decision (Assembly/AU/Dec.678(XXX) .i.e. **Annex 4** to the Yamoussoukro Decision: The Regulations on the Powers, functions and Operation of the Implementing Agency of the Yamoussoukro Decision; Annex 5 to the Yamoussoukro Decision: The Regulations on Competition in Air Transport Services within Africa; and Annex 6 to the Yamoussoukro Decision: The Regulation on the Protection of Consumers of Air Transport Services;

Determined to accelerate the implementation of the Yamoussoukro Decision on the liberalisation of air transport markets in Africa

Committed to the immediate implementation of the Yamoussoukro Decision towards the establishment of a Single African Air Transport Market and open our air transport market to each other.

Committed also to complying with the Declaration of the Assembly of Heads of State and Government at their 30th Ordinary Session held in Addis Ababa from 28 – 29 January 2018 and Step 3 of the Immediate Measures (Assembly/AU/Decl.1 (XXIV)) requesting member States to review their Bilateral Air Services Agreement (BASAs) to ensure conformity with the Yamoussoukro Decision and to remove any restriction.

Mindful of the aspiration of Member States and the industry to operate within the intra-African market without the need for bilateral air service agreements between Member States, and to go beyond the market access provisions of the Yamoussoukro Decision (Article 10.4 of YD) in order to accelerate the attainment of the objectives of the SAATM;

1. Agree as follows:

- To amend by December 2018, the provisions of BASA that are incompatible with the Yamoussoukro Decision which have been abrogated by the latter (YD Article 2) on the one hand, and to ensure that future or to be concluded BASA comply fully with the Yamoussoukro Decision on the other hand. The absence of BASA cannot justify the refusal of an eligibly designated airline company.
 - Ensure that eligible airline companies (Article 6.9 of the Yamoussoukro Decision), of Member States enjoy total freedom in terms of traffic rights, determining fare and pricing, capacity and frequency (Articles 3, 4 and 5 of the Yamoussoukro Decision).
2. Undertake to ensure that all the annexes to the Yamoussoukro Decision that are already in force (protection of consumers, regulations on competition, power and functions of the implementing agency of the Yamoussoukro Decision are published by the end of 2018, and dispute resolution and others are available, are in force and are published by the end of 2019.
3. Decide that this Memorandum of Implementation will automatically be enforceable by any Member State that is signatory to the Solemn Commitment for the establishment of the Single African Air Transport Market.

This memorandum is open for accession by the other Member States of SAATM and to those that will accede to it on a later date through the measures taken by the African Union.

Done at Lomé, Togo on the 28th of May 2018 in English and French, both versions being authentic.

1. NAME

Oye KOTY 

FOR BENIN

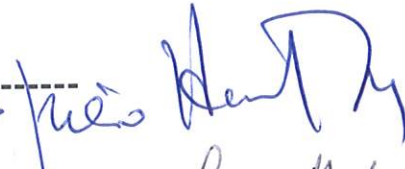
2. NAME

FOR BOTSWANA

3. NAME

FOR BURKINA FASO

4. NAME

Julio HERBERT LOPES 

FOR CABO VERDE

5. NAME

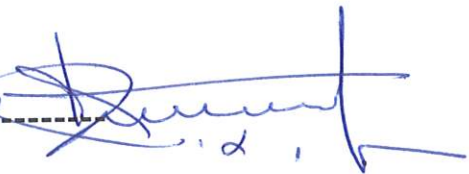
Theodore TOUSSO 

FOR CENTRAL AFRICAN REPUBLIC

6. NAME

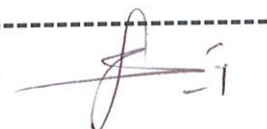
FOR CHAD

7. NAME

Fidèle DIMOU 

FOR CONGO

8. NAME

Silvé Linsaly 

FOR CÔTE D'IVOIRE

9. NAME

FOR EGYPT

10. NAME

Wosenyelela Humeqnow 

FOR ETHIOPIA


11. NAME

FOR GABON

12. NAME

FOR GAMBIA

13. NAME

CECILIA ABENA DAPAAH 

FOR GHANA

14. NAME

Samuel Ahmed Tidiane 

FOR GUINEA

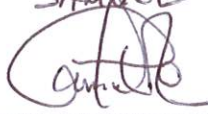
15. NAME

FOR KENYA

16. NAME

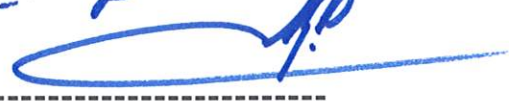
FOR LIBERIA

17. NAME

SAMUEL WUE 

FOR MALI

18. NAME

Noufay Ahmed Boudaou 

FOR MOZAMBIQUE

19. NAME

Karidio Mahamadou



FOR NIGER

20. NAME

FOR NIGERIA

21. NAME

Eng JDD UWIHANGANYE



FOR RWANDA

22. NAME

KABINEH M. KALLON



FOR SIERRA LEONE

23. NAME

FOR SOUTH AFRICA

24. NAME

FOR SWAZILAND

25. NAME

GUDENGA NINDA

FOR TOGO

26. NAME



FOR ZIMBABWE